IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NOs.2332/06,1781/06,158/06
in
SUIT NO.1495 OF 1989

National Bank for Agricultural and Rural Development .. Plaintiffs

vs

M/s Shah Thakur & Sons & Anr .. Defendants

Mr.J.J.Bhat, Sr.Ad a/w Mr.Pravin Diwan,Ms.Alpana Ghone i.b Kanga & Co for Plaintiff
Mr.Hansaria,Sr.Ad a/w Mr.Dasgupta i.b Mr.Denzil D'Mello for Defendant no.1

CORAM : A.M.Khanwilkar, J

DATED : 11th October, 2007

P.C.

1. Counsel for the defendant no.1 submits that proceedings in relatiion to Arbitration Award raising questions about liability to pay interest pendenlite is stated to be heard before the Supreme Court on 12th October, 2007. He submits that decision in that matter will have a bearing on the issues to be resolved in the present proceedings. In the circumstances, request for adjournment is made. There is no difficulty in acceeding to the request for adjournment. However, only today in cognate Notice of Motion No. 2643 of 2006 I have passed final orders. As a consequence of that order, the plaintiffs will be bound to facilitate discharge of bank guarantee given by defendant no.1. As the present adjournment is at the instance of defendant no.1 it is expected that status quo as of today be maintained between the parties till next date of hearing in these motions.

S.O. to 25th October, 2007.

2. It will be open to the respondents in Notice of Motion No.158 of 2006 to file further affidavit and place on record additional documents as may be advised. The efficacy of those documents will be considered on the next date of hearing.

(A.M.Khanwilkar, J)